

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

OLD LADDER LITIGATION CO., LLC, as
Litigation Deisgnee on behalf of the Liquidation Trust,

Plaintiff,

-against-

INVESTCORP BANK B.S.C., et al.

Defendants.

08 Civ. 0876 (RMB)

**NOTICE OF MOTION
TO ADMIT COUNSEL
PRO HAC VICE**

PLEASE TAKE NOTICE that upon the annexed Declaration of Blair G. Connelly, dated March 20, 2008, the accompanying Declaration of Robert A. Klyman, dated March 20, 2008, and the exhibit annexed thereto, the undersigned moves this Court for an Order, pursuant to Rule 1.3(c) of the Local Rules for the United States District Court for the Southern and Eastern Districts of New York, admitting Robert A. Klyman to the bar of this Court *pro hac vice* in order to argue and try the above-captioned case as counsel for Defendants Green & Partners, L.P., LGP Management, Inc., Green Equity Investors III, L.P., Werner Co-Investment LLC, Peter Nolan, and Michael Wong.

Dated: New York, New York
March 20, 2008

LATHAM & WATKINS LLP

By: 

Blair G. Connelly (BC-0237)

885 Third Avenue, Suite 1000
New York, New York 10022
(212) 906-1200

Attorneys for Green & Partners, L.P., LGP
Management, Inc., Green Equity Investors
III, L.P., Werner Co-Investment LLC, Peter
Nolan, and Michael Wong

MAR 20 2008

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FILED
U.S. DISTRICT COURT
S.D.N.Y.
2008 MAR 20 PM 3:50

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

OLD LADDER LITIGATION CO., LLC, as
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Plaintiff,

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INVESTCORP BANK B.S.C., et al.

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**ORDER GRANTING MOTION TO
ADMIT COUNSEL PRO HAC VICE**

This matter having been brought before the Court by motion to admit Robert A. Klyman *pro hac vice* to appear and participate as counsel for Defendants Green & Partners, L.P., LGP Management, Inc., Green Equity Investors III, L.P., Werner Co-Investment LLC, Peter Nolan, and Michael Wong in the above-captioned action, and the declaration of such attorney having been submitted in support thereof, and it appearing that such attorney is a member in good standing of the bar of the state in which he is admitted to practice law, and there are no disciplinary proceedings against him as a member of the bar in any jurisdiction; it is

ORDERED that, pursuant to Local Civil Rule 1.3(c) of this Court, Robert A. Klyman of the State of California bar is admitted *pro hac vice* to practice before this Court as counsel for Defendants Green & Partners, L.P., LGP Management, Inc., Green Equity Investors III, L.P., Werner Co-Investment LLC, Peter Nolan, and Michael Wong in these proceedings.

Dated: _____, 2008

Honorable Richard M. Berman
United States District Judge

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

OLD LADDER LITIGATION CO., LLC, as
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Plaintiff,

-against-

INVESTCORP BANK B.S.C., et al.

Defendants.

08 Civ. 0876 (RMB)

**DECLARATION OF
BLAIR G. CONNELLY**

BLAIR G. CONNELLY, pursuant to 28 U.S.C. § 1746, hereby declares under the penalty of perjury as follows:

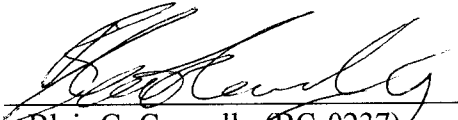
1. I am a member of the law firm of Latham & Watkins LLP, counsel for Defendants Green & Partners, L.P., LGP Management, Inc., Green Equity Investors III, L.P., Werner Co-Investment LLC, Peter Nolan, and Michael Wong in this action. I submit this Declaration in support of the motion, pursuant to Local Rule 1.3(c) of the Local Rules of the United States District Court for the Southern and Eastern Districts of New York, for an Order granting Robert A. Klyman admission *pro hac vice* to the bar of the United States District Court for the Southern District of New York in order to argue and try the above-captioned case.

2. I am a member in good standing of the bar of this Court.

3. I have reviewed the Declaration of Robert A. Klyman in support of the motion for admission *pro hac vice* submitted herewith, and I believe that the declaration is true and correct. Robert A. Klyman is fully familiar with the facts of this case.

4. Upon the foregoing facts, I respectfully request that the Court grant the motion for the admission *pro hac vice* of Robert A. Klyman to the bar of the United States District Court for the Southern District of New York.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 20th day of March, 2008, in New York, New York.



Blair G. Connelly (BC-0237)

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

OLD LADDER LITIGATION CO., LLC, as
Litigation Deisgnee on behalf of the Liquidation Trust,

Plaintiff,

-against-

INVESTCORP BANK B.S.C., et al.

Defendants.

08 Civ. 0876 (RMB)

**DECLARATION OF
ROBERT A. KLYMAN**

ROBERT A. KLYMAN, pursuant to 28 U.S.C. § 1746, hereby declares under the penalty of perjury as follows:

1. I am a member of the law firm of Latham & Watkins, LLP, located at 633 West Fifth Street, Suite 4000, Los Angeles, California, 90071.

2. I submit this Declaration in support of the motion to admit counsel *pro hac vice* in the above-captioned matter. As demonstrated by the Certificate of Good Standing annexed hereto, I am a member in good standing of the Bar of the State of California.

3. There are no pending disciplinary proceedings against me in any State or Federal Court.

4. Wherefore, I respectfully request that I be permitted to appear as counsel and advocate *pro hac vice* in the above-captioned case.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 20th day of March, 2008, in New York, New York.


Robert A. Klyman



Supreme Court of California

FREDERICK K. OHLRICH

Clerk of the Court

CERTIFICATE OF THE CLERK OF THE SUPREME COURT OF THE STATE OF CALIFORNIA

I, FREDERICK K. OHLRICH, *Clerk of the Supreme Court of the State of California*, do hereby certify that **Robert A. Klyman**, was on the 11th of December, 1989, duly admitted to practice as an attorney and counselor at law in all the courts of this state; and that his/her name now appears on the Roll of Attorneys as a member of the bar of this state in good standing.

*Witness my hand and the seal of the court,
this 11th day of March, 2008.*

FREDERICK K. OHLRICH

Clerk of the Supreme Court

By

A handwritten signature in dark ink, appearing to read "Patricia A. Quinn", is written over a horizontal line.

Patricia A. Quinn, Deputy Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

OLD LADDER LITIGATION CO., LLC, as
Litigation Deisgnee on behalf of the Liquidation Trust,

Plaintiff,

-against-

INVESTCORP BANK B.S.C., et al.

Defendants.

08 Civ. 0876 (RMB)

CERTIFICATE OF SERVICE

I, Jessica L. Bengels, hereby certify that on March 20, 2008, true and correct copies of the attached Notice of Motion to Admit Counsel Pro Hac Vice, dated 3/20/08, Order Granting Motion to Admit Counsel Pro Hac Vice, Declaration of Blair G. Connelly, dated 3/20/08, and Declaration of Robert A. Klyman, dated 3/20/08, were caused to be served in accordance with the Federal Rules of Civil Procedure, via First Class United States Mail upon all parties listed on the attached service list.

LATHAM & WATKINS LLP

By: 

Jessica L. Bengels (JB-2290)

885 Third Avenue, Suite 1000
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(212) 906-1200

Old Ladder Litigation Co., LLC v. Investcorp Bank B.S.C., et al.,
Case No. 08 CV 0876 (RMB)
Service List

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PLAINTIFF	COUNSEL
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